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14
15 **UNITED STATES DISTRICT COURT**
16 **DISTRICT OF NEVADA**

17 SECURITIES AND EXCHANGE
18 COMMISSION,

19 Plaintiff,

20 vs.

21 CANNAVEST CORP. a/k/a/ CV
22 SCIENCES, INC. and MICHAEL J.
23 MONA, JR.,

24 Defendants.

Case No. CV-17-01681-APG-PAL

**JOINT MOTION BY PLAINTIFF
SECURITIES AND EXCHANGE
COMMISSION AND DEFENDANTS
CANNAVEST CORP. AND MICHAEL
J. MONA, JR. TO CONTINUE
PRETRIAL DATES**

1 Plaintiff Securities and Exchange Commission (“SEC” or “Commission”) and
2 defendants CannaVEST Corp. a/k/a/ CV Sciences, Inc. (“CannaVest”) and Michael J.
3 Mona, Jr. (“Mona”), by and through their undersigned counsel, jointly move as
4 follows:

5 On October 31, 2017, the Court entered an order that , among other things, set
6 April 18, 2018 as the last date to file the joint pretrial order in this action. (Dkt. No.
7 24). The parties have now reached a tentative settlement with regard to the SEC’s
8 claims against CannaVest and Mona. The settlement is tentative because only the
9 SEC Commissioners in Washington D.C. have the final authority to approve the
10 settlement proposal. The approval process typically takes several weeks, and the
11 SEC staff has been attempting diligently to obtain final consideration for the
12 settlement with CannaVest and Mona. Final consideration of the tentative settlement
13 with CannaVest and Mona has taken longer than usual, however, and the SEC staff
14 expects that the SEC Commissioners will consider the tentative settlement within 30
15 days of the date of this joint motion.

16 In light of the tentative settlement between the SEC and CannaVest and Mona,
17 the parties respectfully request that the date to file the final pretrial conference order
18 be continued for 30 days, until May 18, 2018, to provide time for the SEC
19 Commissioners to consider the tentative settlement. The parties have not previously
20 requested continuance of any pretrial dates in this action. The SEC staff will notify
21 the Court immediately if it appears that final consideration of the tentative settlement
22 will not take place within 30 days of this motion.

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25 Dated: May 1, 2018

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28 ///



ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE

1 DATED: April 18, 2018

/s/ David J. Van Havermaat

2 David J. Van Havermaat
3 Attorney for Plaintiff
4 Securities and Exchange Commission

5 DATED: April 18, 2018

/s/ S. Todd Neal

6 S. Todd Neal
7 Attorney for Defendants
8 CannaVEST Corp. and
9 Michael J. Mona, Jr.

10 **IT IS SO ORDERED.**

11 Dated: _____

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13 _____
14 HON. ANDREW P. GORDON
15 UNITED STATES DISTRICT JUDGE
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1 **PROOF OF SERVICE**

2 I am over the age of 18 years and not a party to this action. My business address is:

3 U.S. SECURITIES AND EXCHANGE COMMISSION,
4 444 S. Flower Street, Suite 900, Los Angeles, California 90071
Telephone No. (323) 965-3998; Facsimile No. (213) 443-1904.

5 On April 18, 2018, I caused to be served the document entitled **JOINT MOTION**
6 **BY PLAINTIFF SECURITIES AND EXCHANGE COMMISSION AND**
7 **DEFENDANTS CANNAVEST CORP. AND MICHAEL J. MONA, JR. TO**
CONTINUE PRETRIAL DATES on all the parties to this action addressed as stated
on the attached service list:

8 ☐ **OFFICE MAIL:** By placing in sealed envelope(s), which I placed for
9 collection and mailing today following ordinary business practices. I am readily
10 familiar with this agency's practice for collection and processing of correspondence
for mailing; such correspondence would be deposited with the U.S. Postal Service on
the same day in the ordinary course of business.

11 ☐ **PERSONAL DEPOSIT IN MAIL:** By placing in sealed envelope(s),
12 which I personally deposited with the U.S. Postal Service. Each such envelope was
deposited with the U.S. Postal Service at Los Angeles, California, with first class
postage thereon fully prepaid.

13 ☐ **EXPRESS U.S. MAIL:** Each such envelope was deposited in a facility
14 regularly maintained at the U.S. Postal Service for receipt of Express Mail at Los
Angeles, California, with Express Mail postage paid.

15 ☐ **HAND DELIVERY:** I caused to be hand delivered each such envelope to the
16 office of the addressee as stated on the attached service list.

17 ☐ **UNITED PARCEL SERVICE:** By placing in sealed envelope(s) designated
18 by United Parcel Service ("UPS") with delivery fees paid or provided for, which I
deposited in a facility regularly maintained by UPS or delivered to a UPS courier, at
Los Angeles, California.

19 ☐ **ELECTRONIC MAIL:** By transmitting the document by electronic mail to
20 the electronic mail address as stated on the attached service list.

21 ☒ **E-FILING:** By causing the document to be electronically filed via the Court's
22 CM/ECF system, which effects electronic service on counsel who are registered with
the CM/ECF system.

23 ☐ **FAX:** By transmitting the document by facsimile transmission. The
24 transmission was reported as complete and without error.

25 I declare under penalty of perjury that the foregoing is true and correct.

26 Date: April 18, 2018

/s/ Ramy Kassabgui

Ramy Kassabgui

SEC v. CANNAVEST CORP. a/k/a CV SCIENCES, INC.
and MICHAEL J. MONA, JR.
United States District Court—District of Nevada
Case No. 2:17-cv-01681-APG-PAL

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